

LEGISLATURE OF NEBRASKA

NINETY-NINTH LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 1126

FINAL READING

Introduced by Business and Labor Committee: Cunningham, 40,
Chairperson; Burling, 33; Combs, 32; Kremer, 34;
Preister, 5; Schimek, 27

Read first time January 17, 2006

Committee: Business and Labor

A BILL

- 1 FOR AN ACT relating to claims against the state; to appropriate
- 2 funds for the payment of certain claims; to provide for
- 3 payment of the claims; to authorize certain write-offs as
- 4 prescribed; and to declare an emergency.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. There are hereby appropriated the following
2 sums of money, or so much thereof as may be required, from
3 the General Fund or from other funds as indicated in the state
4 treasury, not otherwise appropriated, for the payment of claims
5 arising out of miscellaneous items of indebtedness owing by the
6 State of Nebraska.

7 \$162.00 for Claim Number 05-260, against the Office of
8 the Attorney General, pay to Thomas Donner, 137 S. Main Street,
9 Suite 2, West Point, NE 68788, out of the General Fund.

10 \$126.00 for Claim Number 05-261, against the Office of
11 the Attorney General, pay to Thomas Donner, 137 S. Main Street,
12 Suite 2, West Point, NE 68788, out of the General Fund.

13 \$36.00 for Claim Number 05-262, against the Office of the
14 Attorney General, pay to Thomas Donner, 137 S. Main Street, Suite
15 2, West Point, NE 68788, out of the General Fund.

16 \$21,341.75 for Claim Number 05-307, against the
17 Department of Revenue, pay to Bettina Stoll-Dugan, 3731 Faulkner
18 Drive, Lincoln, NE 68516, out of the General Fund.

19 \$16,599.00 for Claim Number 2005-00033, against the
20 Department of Revenue, pay to Peter and Annette Townley, 1917
21 N. 100th Street, Omaha, NE 68114, out of the General Fund.

22 \$10,652.00 for Claim Number 2005-00272, against the
23 Department of Revenue, pay to National By-Products, Inc., P.O.
24 Box 615, Des Moines, IA 50303, out of the General Fund.

25 \$20,000.00 for Claim Number 2006-00556, against the

LB 1126

LB 1126

1 Office of the Attorney General, pay to National Health Law Program,
2 1101 14th Street NW, Suite 405, Washington, DC 20005, out of the
3 General Fund.

4 The claims included in this section shall be paid through
5 program 536 in Agency 65.

6 For informational purposes only, the appropriations
7 contained in this section and fund source:

8 FUND SOURCE	DOLLAR AMOUNT
9 GENERAL FUND	68,916.75
10 TOTAL	68,916.75

11 Sec. 2. The following sums of money, or so much thereof
12 as may be required, are hereby appropriated from the General
13 Fund or from other funds as indicated in the state treasury, not
14 otherwise appropriated, for the payment of tort claims which have
15 been settled by the Attorney General in the district court or
16 in which court judgments have been entered and which require the
17 approval of the Legislature for payment.

18 \$150,000.00 for Tort Claim Number 03-307, against the
19 Department of Roads, pay to Cathee Phillips and Andy Phillips,
20 Individually and as Co-Personal Representatives of the Estate of
21 Jonathan Phillips, Deceased, and Daniel Hartnett, Attorney, 614
22 Pierce Street, Box 27, Sioux City, IA 51101, out of the Roads
23 Operations Cash Fund.

24 The claim included in this section shall be paid through
25 program 591 in Agency 65.

1 For informational purposes only, the appropriation
2 contained in this section and fund source:

3 FUND SOURCE	DOLLAR AMOUNT
4 CASH FUND	150,000.00
5 TOTAL	150,000.00

6 Sec. 3. The Director of Administrative Services is hereby
7 authorized and directed to draw his or her warrants on or before
8 June 30, 2006, upon the funds in the state treasury enumerated
9 in this act, in favor of the several beneficiaries named in
10 this act for the amount set opposite their respective names upon
11 the presentation of proper vouchers therefor. The several amounts
12 appropriated in this act shall be in full payment of any and all
13 claims, rights, causes of action, damages, and demands of every
14 character and kind owing by or against the State of Nebraska, its
15 officers, agents, and employees, and their successors and assigns
16 with respect to each of the beneficiaries respectively in whose
17 favor the appropriations are made. The director shall not deliver
18 any warrant for any items appropriated in this act until a receipt
19 and release in full, releasing the State of Nebraska, its officers,
20 employees, and agents, and their successors and assigns, has been
21 filed by each of the beneficiaries respectively. Upon presentation
22 of the warrants, the State Treasurer is hereby directed to pay the
23 same out of money in the General Fund or out of money in other
24 funds indicated in this act not otherwise appropriated.

25 Sec. 4. The following requests were filed by state

1 agencies seeking permission to write off certain accounts. The
2 State Claims Board reviewed and approved the following requests:

3 \$130.00 for Request Number 2005-00131, made by the State
4 Department of Education.

5 \$39.00 for Request Number 2005-00132, made by the State
6 Department of Education.

7 \$1,676.71 for Request Number 2005-00149, made by the
8 Department of Health and Human Services Regulation and Licensure.

9 \$19.55 for Request Number 2006-00399, made by the Clerk
10 of the Legislature.

11 \$570.00 for Request Number 2006-00507, made by the
12 Department of Health and Human Services Finance and Support.

13 \$32,706.02 for Request Number 2006-00511, made by the
14 State Energy Office.

15 \$77,001.32 for Request Number 2006-00512, made by the
16 Department of Health and Human Services Finance and Support.

17 \$8,822.69 for Request Number 2006-00517, made by the
18 Department of Health and Human Services for the Thomas Fitzgerald
19 Veterans' Home.

20 \$10,893.17 for Request Number 2006-00534, made by the
21 Military Department.

22 Sec. 5. Since an emergency exists, this act takes effect
23 when passed and approved according to law.